/AN & ARRIOLA, HAGATNA, GUAM 96910

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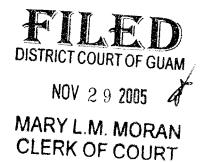
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IN THE UNITED STATES DISTRICT COURT OF GUAM

CESS NAVARRO OLMO, RONNIE) PASCUAL FERRERAS,)	CIVIL CASE NO. 05-00025
PLAINTIFFS,)	
	DEFENDANTS' STATEMENT
-VS	REGARDING THEIR
	[PROPOSED] SCHEDULING
A.P. GREEN INDUSTRIES, INC., et. al.,	ORDER AND DISCOVERY
)	PLAN
DEFENDANTS.)	

Certain defendants in the above-captioned matter file this Statement pursuant to L.R. 16.2(b). This Court's local rules require that plaintiff shall prepare a draft Scheduling Order, which shall be presented to all counsel in the case for agreement and signature. On November 25, 2005 at 11:35 p.m., plaintiffs' counsel faxed a draft proposed Scheduling Order to defendants' counsel, which was not received by defense counsel until Monday, November 28, 2005. This was not sufficient time for defense counsel to review the dates and matters contained in the proposed draft or to consult with their clients or off-island co-counsel. As of the filing of this Statement, some of the defendants' counsel still have not received approval or authorization from their clients or co-counsel regarding the matters contained in plaintiffs' proposed Scheduling Order. Consequently, the undersigned

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defense counsel are forced to file this Statement and an alternative draft Proposed Scheduling Order, which is attached hereto.

RESPECTFULLY SUBMITTED this 29th day of November, 2005.

ARRIOLA COWAN & ARRIOLA

BLAIR STERLING & JOHNSON

CARLSMITH BALL LLP

By: J. PATRICK MASON, ESQ.

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